

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Bob Lake, on April 1, 2009 at 8:00 A.M.,
in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Bob Lake, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Dick Barrett (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Brian Hoven (R)
Rep. Mike Jopek (D)
Rep. Dave McAlpin (D)
Rep. Mike Miller (R)
Rep. Art Noonan (D)
Rep. JP Pomnichowski (D)
Rep. Lee Randall (R)
Rep. J. David Roundstone (D)
Rep. Jon Sonju (R)
Rep. Wayne Stahl (R)
Rep. Brady Wiseman (D)

Members Excused: Rep. Chas Vincent (R)

Members Absent: None

Staff Present: Jeff Martin, Legislative Branch
Jennifer O'Loughlin, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 32, 3/27/2009;
SB 37, 3/27/2009;
SB 418, 3/27/2009;
SB 465, 3/27/2009

Executive Action: None

HEARING ON HJ 32

Opening Statement by Sponsor:

00:02:01 Rep. Bob Ebinger (D), HD 62, opened the hearing on
HJ 32, Study impact of historic preservation and
strategies for preservation.

Proponents' Testimony:

00:05:39 Sen. Lynda Moss, SD 26

[EXHIBIT\(tah72a01\)](#)

00:09:34 Cher Jiusto, Executive Director, Montana Preservation
Alliance

[EXHIBIT\(tah72a02\)](#)

00:16:24 Rep. Anders Blewett, HD 21

00:17:57 Barbara Pahl, National Trust for Historic Preservation

00:19:42 Rep. Diane Sands, HD 95

Opponents' Testimony: None

Informational Testimony:

00:21:00 Mark Baumler, State Historic Preservation Officer,
Montana Historical Society

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:21:41 Rep. Ebinger

00:22:41 Chairman Lake closed the hearing.

HEARING ON SB 418

Opening Statement by Sponsor:

00:23:19 Sen. Gary Branae (D), SD 27, opened the hearing on
SB 418, Revise administrative provisions of individual
income tax.

EXHIBIT (tah72a03)

Proponents' Testimony:

00:27:29 Dan Bucks, Director, Department of Revenue (DOR)

00:40:13 Don Hoffmann, Montana Taxpayers Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:40:42 Rep. Pomnichowski
00:41:08 Mr. Bucks
00:43:23 Rep. Pomnichowski
00:43:43 Mr. Bucks
00:44:17 Rep. Pomnichowski
00:44:30 Mr. Bucks
00:45:45 Rep. Miller
00:46:20 Mr. Bucks
00:47:02 Rep. Cohenour
00:47:25 Rick Almendinger, Self
00:50:06 Chairman Lake
00:50:34 Rep. Butcher
00:51:46 Mr. Bucks
00:52:34 Rep. Butcher
00:52:52 Mr. Bucks
00:53:19 Rep. Hoven
00:53:31 Mr. Bucks
00:54:18 Rep. Taylor
00:54:45 Mr. Bucks
00:55:23 Rep. Taylor
00:55:31 Mr. Bucks
00:55:49 Rep. Taylor
00:55:58 Mr. Bucks
00:56:40 Rep. Barrett
00:57:00 Chairman Lake
00:57:53 Mr. Bucks
00:59:34 Rep. Hoven
00:59:51 Mr. Bucks

Closing by Sponsor:

01:00:57 Sen. Branae

01:01:30 Chairman Lake closed the hearing.

HEARING ON SB 37

Opening Statement by Sponsor:

01:01:41 Sen. Christine Kaufmann (D), SD 41, opened the hearing on SB 37, Revise income tax credit for energy conservation expenditures.

Proponents' Testimony:

01:06:45 Linda Gryczan, National Center for Appropriate Technology

01:09:30 Don Hoffmann, Montana Taxpayers Association

01:10:11 David Scrimm, Self

EXHIBIT (tah72a04)

01:13:15 Kyla Wiens, Montana Environmental Information Center

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:13:59 Rep. Butcher

01:15:13 Mr. Hoffmann

01:15:30 Rep. Butcher

01:15:42 Mr. Hoffmann

01:16:07 Rep. Butcher

01:16:21 Rep. Barrett

01:16:34 Sen. Kaufmann

01:17:47 Rep. Barrett

01:17:53 Sen. Kaufmann

01:18:10 Rep. Wiseman

01:19:16 Sen. Kaufmann

01:19:26 Rep. Wiseman

01:19:49 Sen. Kaufmann

01:20:23 Rep. Wiseman

01:20:34 Sen. Kaufmann

01:20:41 Rep. Hoven

01:20:54 Sen. Kaufmann

01:20:58 Rep. Hoven

01:21:04 Sen. Kaufmann

01:22:13 Chairman Lake

Closing by Sponsor:

01:22:51 Sen. Kaufmann

01:24:46 Chairman Lake closed the hearing

01:25:17 Break

01:38:11 Reconvene

HEARING ON SB 465

Opening Statement by Sponsor:

01:38:30 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 465, Clarify ownership of streambeds concerning property taxation.

EXHIBIT(tah72a05)

Proponents' Testimony:

01:46:25 Christalee Evans, Association of Gallatin Agricultural Irrigators

EXHIBIT(tah72a06)

01:52:41 John Youngberg, Montana Farm Bureau

01:57:42 Dan Freeman, Rancher, Broken O Ranch, Augusta

EXHIBIT(tah72a07)

02:01:29 Mike Murphy, Montana Water Resources Association

02:02:52 Jay Bodner, Montana Stockgrowers Association

02:03:42 Chuck Denowh, United Property Owners of Montana

02:04:20 Jeff Tiberi, Montana Association of Conservation Districts

02:04:45 Greg Duncan, Helena Attorney; Rocky Mountain Front Rancher

EXHIBIT(tah72a08)

Opponents' Testimony:

02:06:50 Candace West, Chief Legal Counsel, Department of Natural Resources and Conservation

02:26:21 C.A. Daw, Chief Legal Counsel, DOR

Informational Testimony:

02:31:08 Chuck Willey, Professor, School of Law, University of Montana

02:37:54 Karen Powell, Chairwoman, State Tax Appeal Board

02:40:09 Randy Wilke, Administrator, Property Assessment
Division, DOR

Questions from Committee Members and Responses:

02:40:47 Rep. Stahl
02:41:18 Mr. Willey
02:42:36 Rep. Stahl
02:43:28 Greg Petesch, Chief Legal Counsel, Legislative Services
02:43:39 Rep. Stahl
02:43:42 Mr. Petesch
02:43:49 Rep. Stahl
02:44:02 Mr. Petesch
02:44:12 Rep. Butcher
02:45:07 Mr. Willey
02:45:45 Rep. Butcher
02:46:06 Mr. Willey
02:46:45 Rep. Cohenour
02:47:23 Mr. Willey
02:47:57 Rep. Cohenour
02:48:10 Mr. Willey
02:49:01 Rep. Cohenour
02:49:12 Mr. Willey
02:49:44 Rep. Cohenour
02:50:24 Ms. West
02:53:17 Rep. Stahl
02:53:29 Rep. Cohenour
02:53:40 Chairman Lake
02:54:28 Rep. Barrett
02:55:35 Ms. West
02:57:39 Rep. Hoven
02:58:13 Mr. Willey
02:58:27 Rep. Hoven
02:58:25 Mr. Willey
03:00:06 Rep. Hoven
03:00:49 Mr. Daw
03:01:43 Chairman Lake
03:02:09 Mr. Daw
03:03:28 Chairman Lake
03:03:47 Mr. Daw
03:04:12 Rep. McAlpin
03:04:36 Mr. Willey
03:04:58 Rep. McAlpin
03:05:13 Rep. Butcher
03:06:22 Ms. West
03:07:50 Rep. Cohenour
03:08:40 Ms. West
03:10:37 Rep. Stahl
03:11:04 Mr. Petesch

Closing by Sponsor:

03:11:28 Sen. Hamlett

03:15:20 Chairman Lake closed the hearing.

ADJOURNMENT

03:16:14 Adjournment: 11:20 A.M.

Jennifer O'Loughlin, Secretary

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Additional Exhibits:

EXHIBIT(tah72a09) Holly Franz letter re: SB 244

EXHIBIT(tah72a10) Chas Van Genderen letter re: HJ 32

Additional Documents:

EXHIBIT([tah72aad.pdf](#))